

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

Ericka Gutierrez Sanchez,	:	
Petitioner/Defendant,	:	Civil Action No. 12-553-WS
v.	:	Criminal No. 11-47-WS-C
United States of America,	:	
Respondent.	:	

JUDGMENT

In accordance with the order entered on this date, it is hereby **ORDERED**, **ADJUDGED**, and **DECREED** that the Motion to Vacate, Set Aside or Correct Sentence by a Person in Federal Custody filed in this case (Doc. 138 in Criminal No. 11-47-WS-C) be and the same hereby is **DENIED** because the sole ground for relief asserted is legally insufficient on its face, making the habeas petition clearly frivolous.

Further, the petitioner is not entitled to a certificate of appealability and, therefore, is not entitled to appeal *in forma pauperis*.

DONE this the 18th day of January, 2013.

**s/WILLIAM H. STEELE
CHIEF UNITED STATES DISTRICT JUDGE**